

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE


BRUCE DANIEL MULLIGAN, )  
 )  
Plaintiff, ) CASE NO. C09-0842-RSL  
 )  
v. )  
 ) ORDER DISMISSING ACTION  
DR. DAVID KENNEY, *et al.*, )  
 )  
Defendants. )  
\_\_\_\_\_ )

The Court, having reviewed plaintiff's amended complaint, plaintiff's motion for voluntary dismissal, defendants' response thereto, the Report and Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, and the remaining record, does hereby find and Order:

- (1) The Court adopts Report and Recommendation;
- (2) Plaintiff motion for voluntary dismissal (Dkt. No. 69) is GRANTED. Plaintiff's amended complaint, and this action, are DISMISSED without prejudice pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure; and

01 (3) The Clerk shall direct copies of this Order to plaintiff, to counsel for defendants,  
02 and to the Honorable Mary Alice Theiler.

03 DATED this 25<sup>th</sup> day of May, 2011.

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07 Robert S. Lasnik  
08 United States District Judge  
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